

Department of Public Health
and Human Services

Section:
ELIGIBILITY AND BENEFIT
DETERMINATION

TANF CASH ASSISTANCE

Subject:
Deeming

Supersedes: FAIM 604-1 (05/01/2000)

≥References: ARM 37.78.102 and .406

GENERAL RULE--In addition to the filing unit members' income, the income of certain individuals who live with and are related to the minor child, must also be considered through the deeming process. The deemed amount is counted as unearned income to the assistance unit.

**INDIVIDUALS
WHOSE INCOME
IS DEEMED**

The following individuals, who live in the home and are related to the minor child by marriage or parentage, but whose needs are not included in the benefits and/or grant, are considered deemed individuals (a portion of their income is counted to the unit): TEAMS Part Code: 'DP'.

- 1 The spouse or the father of the unborn of a pregnant woman (last trimester) when the pregnant woman has no other eligible child in the home or the other children in the home are not related by marriage or parentage to the father of the unborn (Section 201-1),

NOTE: The resources owned exclusively by these individuals are excluded.

NOTE: When the child is born, the spouse's/father's needs are included and his income and resources are counted in full. (Section 201-1)

2. The spouse of a caretaker relative when the caretaker relative is included but is not the natural/ adoptive parent of the dependent child,

NOTE: The resources owned exclusively by these individuals are excluded.

and

3. Qualified alien's sponsor and the sponsor's spouse.

NOTE: Both the income and the resources of the alien's sponsor and the alien's sponsor's spouse must be considered.

The deemed person is allowed income disregards in the calculation of the amount to be deemed. These disregards are:

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- a \$90 standard work expense,
- b. The NMI amount for the deemed individual and his/her dependents not in the filing unit,
- c. Payments made to dependents living out of the home,
- and**
- d Payments of alimony or child support to persons out of the home.

TEAMS PROCESS FOR INCOME

1. Code the individual whose income is deemed as 'DP' in the Part Code field on the SEPA screen.
2. Enter Deemed NMI size on SEPA. Deemed NMI size is the number derived by counting the individual whose income is deemed plus others in the home who are dependents of this individual but not in the filing unit.

NOTE: "Dependent" individuals are those individuals who could be claimed for purposes of determining federal personal income tax liability.

3. Enter all non financial and financial information for all household members except those coded 'OU' - not in the filing unit.
4. Enter the allowed payments on the DEID screen; TEAMS will automatically allow the \$90 and the NMI amount in the deeming calculation.

DEEMED RESOURCE CALCULATION

The amount of resources deemed to the household from the alien's sponsor and the alien's sponsor's spouse must be determined off TEAMS. The Eligibility Case Manager must:

- Determine the total countable resources of the alien's sponsor and the alien's sponsor's spouse.
- Subtract the \$3000 resource limit from the total countable resources.
- The balance should be listed on the 'OTAS' Screen next to the qualified alien (Code 'OA').

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